

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

_____	X	
In re:	:	Chapter 11
	:	Case No. 07-12148 (BRL)
ALPER HOLDINGS USA, INC.,	:	
	:	
Debtor.	:	
_____	X	
RAY AND CATHY FLAKE,	:	
	:	
Appellants,	:	District Court
	:	Case No. 08-cv-02489-CM
-against-	:	
	:	
ALPER HOLDINGS USA, INC.,	:	
	:	
Appellee.	:	
_____	X	

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK     )  
                                  ) SS:  
COUNTY OF NEW YORK    )

BRYN FULLER, being duly sworn, deposes and says:

I am a resident of the United States, over the age of eighteen years, and am not a party to or interested in the above-captioned case. I am employed by the law firm of Milbank, Tweed, Hadley & McCloy LLP, counsel for Alper Holdings USA, Inc., appellee in the above-captioned case.

On April 18, 2008, I caused a copy of the following documents:

BRIEF OF APPELLEE; and

APPENDIX OF ITEMS INCLUDED IN BRIEF OF APPELLEE;

to be served upon the parties identified on Exhibit A attached hereto via FedEx next business day delivery.

/s/ Bryn Fuller  
BRYN FULLER

SWORN TO AND SUBSCRIBED before  
me this 22<sup>nd</sup> day of April, 2008.

/s/Rena Ceron  
Rena K. Ceron  
Notary Public, State of New York  
No. 01CE6028430  
Qualified in Queens County  
Certificate Filed in New York County  
Commission Expires Feb. 1, 2010

**Exhibit A**

Douglas T. Tabachnik, Esq.  
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